

In the United States Patent and Trademark Office

Applicants: H. Nickel et al

Attorney Docket: A 91826

Patent Application
Serial No: 10/661,526

Filed: September 15, 2003

For: Electromagnetic Valve

Petition to Withdraw Holding of Abandonment under 37 CFR 1.181(a)Commissioner for Patents and Trademarks
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

This application became abandoned because of applicants' failure to timely file a proper reply to the Office notice to file missing parts of nonprovisional application mailed on December 8, 2003 as noted in the notice of abandonment mailed on November 8, 2004.

The applicants had already complied with the requirements of said notice of December 8, 2003 by postfiling the following at the OIPE customer window on October 14, 2003:

- (a) Specification attached to declaration duly signed by applicant;
- (b) Statement by attorney that papers attached to declaration are a copy of those filed in the Patent and Trademark Office to get a filing date;
- (c) Transmittal of declaration for filing under 37 CFR 1.53(d); and,
- (d) A check in the amount of \$130.00 to cover the surcharge set forth in 37 CFR 1.16(e).

True copies of the items (a) to (c) as filed originally on October 14, 2003 are submitted herewith together with an itemized receipt date stamped on October 14, 2003 by OIPE at the customer window of the Office and a copy of cancelled check no. 5270 showing that the surcharge of \$130.00 referred to in item (d) above was received by the PTO.

A copy of the notice of abandonment under 37 CFR 1.53(f) or (g) is also submitted herewith.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

The Commissioner is hereby authorized to charge Deposit Account 15-0773 for any fee required with respect to this petition.

In view of the foregoing, applicants' attorney respectfully requests that this petition be granted and that the notice of abandonment be withdrawn.

Respectfully submitted,



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Date: November 10, 2004



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371(C) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
10/661,526	09/15/2003	Hans Nickel	A 91826

CONFIRMATION NO. 7844

ABANDONMENT/TERMINATION
LETTER

OC000000014309108

Walter Ottesen
 Patent Attorney
 P.O. Box 4026
 Gaithersburg, MD 20885-4026

Date Mailed: 11/08/2004

NOTICE OF ABANDONMENT UNDER 37 CFR 1.53 (f) OR (g)

The above-identified application is abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on 12/08/2003.

- No reply was received.

A petition to the Commissioner under 37 CFR 1.137 may be filed requesting that the application be revived.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of UNAVOIDABLE DELAY must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by: (1) an adequate showing of the cause of unavoidable delay; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(l); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of UNINTENTIONAL DELAY must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the entire delay was unintentional; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Any questions concerning petitions to revive should be directed to the "Office of Petitions" at (703) 305-9282. Petitions should be mailed to: Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

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A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

